

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 Mary Elizabeth Pitrello,

4 Petitioner

5 v.

6 G. Najera, et al.,

7 Respondents

Case No.: 2:22-cv-00835-APG-EJY

**Order Granting Extension of Time to File
Reply in Support of Motion to Dismiss to
April 29, 2025 and Granting Motion to Seal**

[ECF Nos. 51, 54]

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10 The respondents ask for an extension of time to file a reply in support of their motion to
11 dismiss Mary Elizabeth Pitrello's amended 28 U.S.C. § 2254 habeas corpus petition. ECF No.
12 54. Good cause appearing, the motion is granted.

13 The petitioner has filed a motion for leave to file an exhibit under seal. ECF No. 51.
14 While there is a presumption favoring public access to judicial filings and documents, *see Nixon*
15 *v. Warner Communications, Inc.*, 435 U.S. 589, 597 (1978), a party seeking to seal a judicial
16 record may overcome the presumption by demonstrating "compelling reasons" that outweigh the
17 public policies favoring disclosure, *Kamakana v. City and County of Honolulu*, 447 F.3d 1172,
18 1178-79 (9th Cir. 2006) (citations omitted). In general, "compelling reasons" exist where the
19 records may be used for improper purposes. *Id.* at 1179 (citing *Nixon*, 435 U.S. at 598). Here,
20 the petitioner asks to file an expert report under seal because it contains private medical
21 information and other sensitive personal information. ECF No. 51. The court has reviewed the
22 report and concludes that the petitioner has demonstrated compelling reasons to file it under seal.
23 Accordingly, the motion is granted, and the expert report will remain under seal.

1 I THEREFORE ORDER that the respondents' unopposed motion for extension of time to
2 file a reply in support of their motion to dismiss [ECF No. 54] is **GRANTED** *nunc pro tunc*.

3 **The deadline to reply is extended to April 29, 2025.**

4 I FURTHER ORDER that the petitioner's motion for leave to file exhibit under seal
5 [ECF No. 51] is **GRANTED**. The exhibit will remain under seal.

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7 DATED this 3rd day of March, 2025.

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11 ANDREW P. GORDON
12 CHIEF UNITED STATES DISTRICT JUDGE
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